



U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

July 22, 2008

By Fax

Hon. John G. Koeltl  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 1030  
New York, New York 10007

JUL 22 2008

Re: Elaine Johnson v. Astrue  
07 Civ. 9294 (JGK)

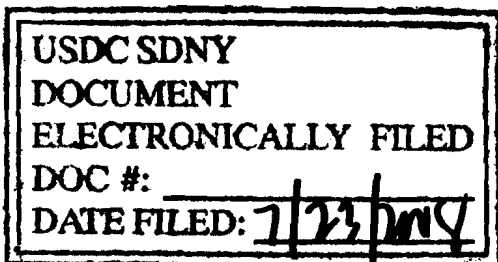
This Office represents the Commissioner of Social Security, the defendant in this action. We write respectfully, with the consent of plaintiff's counsel, to request an adjournment of the Court's briefing schedule.

Plaintiff has filed a motion for judgment on the pleadings and, under the current schedule, the Government's cross-motion for judgment is due July 24, 2008. The Social Security Administration continues to review this matter, which could result in a change of the defendant's litigation position in this action. Because this matter may be settled without the need for further litigation, we respectfully request that the Court adopt the following proposed briefing schedule:

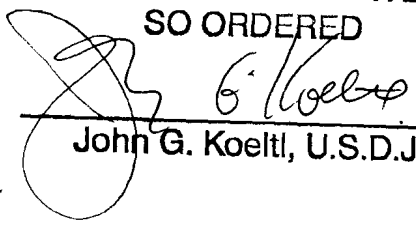
Defendant will move on or before August 25, 2008

Plaintiff will serve a reply, if any, on or before September 8, 2008.

Defendant will serve a reply, if any, on or before September 22, 2008.



APPLICATION GRANTED  
SO ORDERED

  
John G. Koeltl, U.S.D.J.

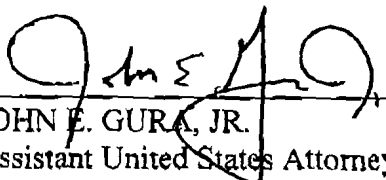
7/27/08

Two previous requests for an adjournment of the briefing schedule were granted by the Court. Thank you for your consideration of this request.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By:

  
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cc: Charles Binder, Esq.  
(By Fax)